

AO 440 (Rev. 06/12) Summons in a Civil Action

UNITED STATES DISTRICT COURT

for the

District of Oregon

OREGON NATURAL DESERT ASS'N,
AUDUBON SOCIETY OF PORTLAND, and
DEFENDERS OF WILDLIFE,
Plaintiffs

v.
BARRY BUSHUE, State Director, BLM Ore/Wash,
DAVID BERNHARDT, in his official capacity as
 Secretary of the U.S. Dep't of the Interior, **WILLIAM**
PERRY PENDLEY, in his official capacity as the
 person exercising authority of the Director of the Bureau
 of Land Mgmt. and **BUREAU OF LAND MGMT.**

Defendants

Civil Action No. 3:19-cv-01550-SB

A CIVIL ACTION

To: *(Defendant's name and address)* David Bernhardt
 Secretary, U.S. Department of the Interior
 1849 C Street NW
 Washington, DC 20240

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Peter M. Lacy
 Oregon Natural Desert Association
 2009 NE Alberta St., Ste. 207
 Portland, OR 97211

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

CLERK OF COURT

MARY L. MORAN, Clerk of Court

By: **s/Elizabeth Potter**, Deputy Clerk



Date: **12/14/2020**

Civil Action No. 3:19-cv-01550-SB

PROOF OF SERVICE*(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for *(name of individual and title, if any)* David Bernhardt, in his official capacity as Secretary of the United States Department of the Interior
 was received by me on *(date)* December 14, 2020 .

☐ I personally served the summons on the individual at *(place)* _____
 _____ on *(date)* _____ ; or

☐ I left the summons at the individual's residence or usual place of abode with *(name)* _____
 _____, a person of suitable age and discretion who resides there,
 on *(date)* _____, and mailed a copy to the individual's last known address; or

☐ I served the summons on *(name of individual)* _____, who is
 designated by law to accept service of process on behalf of *(name of organization)* _____
 _____ on *(date)* _____ ; or

☐ I returned the summons unexecuted because _____ ; or

☒ Other *(specify)*: I served the Summons and Second Amended Complaint by mail on Dec. 14, 2020 to the address on the Summons and to the Civil-Process Clerk at the U.S. Attorney's Office for the District of Oregon and the U.S. Attorney General, in compliance with FRCP 4(i)(1)-(2). Service is complete upon mailing. FRCP 5(b)(2)(C).

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ 0.00 .

I declare under penalty of perjury that this information is true.

Date: 12/14/20 _____

s/ Peter M. Lacy _____

Server's signature

Peter M. Lacy, Senior Attorney _____

Printed name and title

Oregon Natural Desert Association
 2009 NE ALberta St., Ste. 207
 Portland, OR 97211

Server's address

Additional information regarding attempted service, etc:

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OREGON NATURAL DESERT ASS'N,
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Plaintiffs

v.
BARRY BUSHUE, State Director, BLM Ore/Wash,
DAVID BERNHARDT, in his official capacity as
 Secretary of the U.S. Dep't of the Interior, **WILLIAM**
PERRY PENDLEY, in his official capacity as the
 person exercising authority of the Director of the Bureau
 of Land Mgmt. and **BUREAU OF LAND MGMT.**

Defendants

Civil Action No. 3:19-cv-01550-SB

A CIVIL ACTION

To: *(Defendant's name and address)* William Perry Pendley
 Bureau of Land Management
 760 Horizon Drive
 Grand Junction, CO 81506

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Peter M. Lacy
 Oregon Natural Desert Association
 2009 NE Alberta St., Ste. 207
 Portland, OR 97211

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

CLERK OF COURT



MARY L. MORAN, Clerk of Court

By: s/Elizabeth Potter, Deputy Clerk

Date: 12/14/2020

Civil Action No. 3:19-cv-01550-SB

PROOF OF SERVICE*(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for *(name of individual and title, if any)* William Perry Pendley, in his official capacity as the person exercising authority of the Director of the Bureau of Land Management
 was received by me on *(date)* December 14, 2020 .

☐ I personally served the summons on the individual at *(place)* _____
 _____ on *(date)* _____ ; or

☐ I left the summons at the individual's residence or usual place of abode with *(name)* _____
 _____, a person of suitable age and discretion who resides there,
 on *(date)* _____, and mailed a copy to the individual's last known address; or

☐ I served the summons on *(name of individual)* _____, who is
 designated by law to accept service of process on behalf of *(name of organization)* _____
 _____ on *(date)* _____ ; or

☐ I returned the summons unexecuted because _____ ; or

☒ Other *(specify)*: I served the Summons and Second Amended Complaint by mail on Dec. 14, 2020 to the address on the Summons and to the Civil-Process Clerk at the U.S. Attorney's Office for the District of Oregon and the U.S. Attorney General, in compliance with FRCP 4(i)(1)-(2). Service is complete upon mailing. FRCP 5(b)(2)(C).

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I declare under penalty of perjury that this information is true.

Date: 12/14/20 _____

s/ Peter M. Lacy _____

Server's signature

Peter M. Lacy, Senior Attorney _____

Printed name and title

Oregon Natural Desert Association
 2009 NE ALberta St., Ste. 207
 Portland, OR 97211

Server's address

Additional information regarding attempted service, etc:

PostalAnnex+ #338
 503-284-6092
 503-284-6110 fax

Your neighborhood owned and operated
 Copy/Print/Pack/Ship Center
 FedEx & UPS

Shipment-----

USPS First Class Mail Flat

Ship To:

US ATTORNEY'S OFFICE OF DIS. OF OR
 1000 SW 3RD AVE STE 600
 CIVIL PROCESS CLERK
 PORTLAND, OR 97204-2936

Package 8.71

Tracking #: 9407111108036824297582

Shipment-----

USPS First Class Mail Flat

Ship To:

WILLIAM P. BARR, ATTORNEY GENERAL
 US DEPT OF JUSTICE
 950 PENNSYLVANIA AVE NW
 WASHINGTON, DC 20530

Package 8.71

Tracking #: 9407111108036824291719

Shipment-----

USPS First Class Mail Flat

Ship To:

WILLIAM PERRY PENDLEY
 BUREAU OF LAND MANAGEMENT
 760 HORIZON DR
 GRAND JUNCTION, CO 81506

Package 8.71

Tracking #: 940711110803682429729

Shipment-----

USPS First Class Mail Flat

Ship To:

DAVID BERNHARDT, SECRETARY
 US DEP'T OF THE INTERIOR
 1849 C ST NW
 WASHINGTON, DC 20240-0001

Package 8.71

Tracking #: 940711110803682423840

SUBTOTAL	34.84
TAX	0.00
TOTAL	34.84
TEND MasterCard	34.84

Total shipments: 4
 OREGON NATURAL DESERT ASSOC

12/14/2020

#823381

01:13 PM

Workstation: 55 - REG3

CCTran# a3c8d79d-bda2-4741-82ae-2b118b7e1bea

Take \$1.00 off UPS or FedEx
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